



Attorney Docket No. YOR920000742US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

Applicant(s): L.D. Bergman et al.
Docket No.: YOR920000742US1
Serial No.: 09/923,530
Filing Date: August 7, 2001
Group: 2162
Examiner: Baoquoc N. To

I hereby certify that this paper is being deposited on this date with the U.S. Postal Service as first class mail addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature: *V. Benicewicz* Date: March 30, 2005

Title: Methods and Apparatus for Indexing Data in a
Database and For Retrieving Data From a Database
in Accordance With Queries Using Example Sets

RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the outstanding final Office Action dated November 30, 2004, please consider the following remarks:

REMARKS

The present application was filed on August 7, 2001 with claims 1-49. Claims 1, 25 and 49 are independent. In the outstanding Office Action, the Examiner rejected claims 1-49 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,681,060 to Acharya et al. (hereinafter "Acharya").

Although Applicants believe that the previously submitted declaration was sufficient to predate the Acharya reference, a new declaration has been submitted under 37 C.F.R. §1.131 with additional exhibits that provide more evidence of conception and diligence. The new declaration is signed by the inventors named on the present application. The new declaration and the exhibits